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October 31, 2007

Honorable Phyllis J. Hamilton
United States District Judge
Northern District of California
450 Golden Gate Avenue
San Francisco, California 94102

RE: CASE NO. 3:07 cv-04299-PJH—WITHDRAWAL OF EX PARTE DOE MOTION

Dear Judge Hamilton:

Pursuant to Civil Local Rule 7-7(e), Plaintiff “Jane Doe,” a minor, and “John Doe,” her *guardian ad litem*, hereby withdraw their Ex Parte Motion for Leave to Proceed Using Fictitious Names and to Submit Declaration Under Seal due to the fact that counsel for Defendants Secretary Spellings and U.S. Department of Education has indicated that Defendants will oppose this motion.

Plaintiffs plan to reschedule this motion shortly for hearing.

Sincerely,

John T. Affeldt
Counsel for Plaintiffs in *Renee v. Spellings*

cc: Michael Hyde, United States Department of Justice
Jeffrey Simes, Goodwin Procter LLP
David Cook, Goodwin Procter LLP
Patrick Thompson, Goodwin Procter LLP